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**FACSIMILE COVER SHEET**

**Company:** United States Patent & Trademark Office  
**Fax Number:** (571) 273-8300

**From:** Daniel C. Kloeke  
**Phone Number:** (650) 812-3440  
**Fax Number:** (650) 812-3444

**RE: Our Ref:** PA3813US

**Date:** February 21, 2007

**Total pages:** 7 (includes cover sheet)

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Please see attached.

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PTO/SB/21 (09-04)

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	09/766,652
		Filing Date	January 23, 2001
		First Named Inventor	Glenn Ferguson
		Art Unit	2128
		Examiner Name	Fred O. Ferris III
Total Number of Pages in This Submission	6	Attorney Docket Number	PA3813US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Statement Under 37 CFR 3.73(b) (PTO/SB/96) 2) Copy of Assignment (2 pages) 3) Change of Correspondence Address (PTO/SB/122)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Carr & Ferrell LLP		
Signature			
Printed name	Daniel C. Kloke		
Date	February 21, 2007	Reg. No.	58,417

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Daniel C. Kloke, Reg. No. 58,417	Date	February 21, 2007

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Glenn Ferguson et al.  
TITLE: Data Model for Automated Server Configuration  
SERIAL NO.: 09/766,652  
FILING DATE: January 23, 2001  
EXAMINER: Fred O. Ferris III  
ART UNIT: 2128  
ATTY.DKT.NO.: PA3813US

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COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

## REVOCATION AND POWER OF ATTORNEY

I, the undersigned, **Jordan Breslow**, General Counsel of **Opware Inc.**, the assignee of the entire right, title and interest in the above-referenced United States patent application, am authorized to act and sign on behalf of the assignee and hereby revoke all prior powers of attorney previously submitted in the above-referenced U.S. patent application and hereby appoint the agents and attorneys associated with Customer Number 22830 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Please direct all communication relative to this patent application to the following correspondence address:

Customer Number 22830  
**CARR & FERRELL LLP**  
2200 Geng Road  
Palo Alto, CA 94303  
TEL: 650.812.3400  
FAX: 650.812.3444

Respectfully submitted,

Date: 2/20/07  
\_\_\_\_\_  
Jordan Breslow, General Counsel  
Opware Inc.

PTO/SB/06 (12-05)

Approved for use through 07/31/2008. OMB 0861-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Glenn Ferguson et al.Application No./Patent No./Control No.: 09/766,652Filed/Issue Date: January 23, 2001Entitled: Data Model for Automated Server ConfigurationOpware Inc.

(Name of Assignee)

, a corporation

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Glenn Ferguson et al.To: LoudCloud, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 011994, Frame 0157, or for which a copy thereof is attached.

2. From: LoudCloud, Inc.To: Opware Inc.

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Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_

To: \_\_\_\_\_

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Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

[Signature]

Signature

Jordan Breslow

Printed or Typed Name

General Counsel

Title

2/20/07

Date

408-744-7300

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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*The First State*

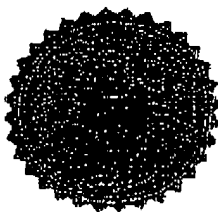
I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "LOUDCLOUD, INC.", CHANGING ITS NAME FROM "LOUDCLOUD, INC." TO "OPSWARE INC.", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF AUGUST, A.D. 2002, AT 5 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF AMENDMENT IS THE SIXTEENTH DAY OF AUGUST, A.D. 2002.

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3094394 8100

060301713

*Harriet Smith Windsor*Harriet Smith Windsor, Secretary of State  
AUTHENTICATION: 4632535

DATE: 03-30-06



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PTO/SB/122 (01-06)

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Application**Address to:  
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Alexandria, VA 22313-1450

Application Number	09/766,652
Filing Date	January 23, 2001
First Named Inventor	Glenn Ferguson
Art Unit	2128
Examiner Name	Fred O. Ferris III
Attorney Docket Number	PA3813US

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☐ Applicant/Inventor☐ Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).☒ Attorney or agent of record. Registration Number 58,417☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_

Signature

Typed or Printed  
Name

Daniel C. Kioke

Date February 21, 2007

Telephone

650.812.3400

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

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